

**Remarks**

It is observed that the Examiner rejected claims 20-22 and 34-37 as being anticipated by US-6,023,889 in the name of Husting.

It is also observed that the Examiner considered claims 23-33 as being allowable provided that they are rewritten in independent form including all of the limitations of the base claim and any intervening claims.

In view of the above, the applicant has amended claim 1 so as to recited that the enclosure or door and the shower tray are mutually disconnected and that a free space is defined between the lower edge of the enclosure or door and the upper edge of the shower tray, with the enclosure or door that is arranged within the perimeter of the shower tray.

The free space existing between the enclosure or door and the upper edge of the shower tray allows to perform cleaning operations and above all avoids that stagnation may occur as it normally happens if the enclosure or door rests upon the shower tray, contacting the shower tray.

On the contrary, Husting does not illustrate an enclosure or door arranged above and suspended with respect to the shower tray, with a consequent free space existing between the lower edge of the enclosure or door and the upper edge of the shower tray.

Husting discloses an enclosure or wall that completely rests upon the underlying shower tray, in an absolutely conventional arrangement, with all the related stagnation problems.

Application/Control Number: 09/869,841  
Art Unit: 3635  
September 11, 2002  
Pag 4

In view of the above, it is believed that the applicant's amended claim 1 patentably differentiates the present invention over the cited prior art and allowance thereof is respectfully requested.

It will be noted that a sincere effort has been made to positively respond to all of the points raised by the Examiner.

While it is believed that the amended claims properly define the present invention, applicant would be open to any suggestion the Examiner may have concerning different claim phraseology which, in the Examiner's opinion, more accurately defines the present invention.

Respectfully submitted,



Guido MODIANO (Reg. No. 19,928)

Agent for the Applicant

Via Meravigli 16

20123 MILAN-ITALY

Tel. 39.02.85 90 77 77

Fax. 39.02.863 860

Milan: September 11, 2002

Encl.: clean copy of claim 1